1	bombed out in Iraq. It really looks to me like
2	something that should be torn down and not added on to.
3	It also gives a very negative impression to the
4	Department of Corrections that they would allow this
5	kind of visual blight today.
6	I mean, a little paint, a little something can
7	be done to make it look like it belongs to the 20th
8	century;
9	That it belongs to the United States of
10	America; that we have people living there.
11	I think the EIR is flawed in its analysis of
12	the single story versus the stacked model.
13	I think it's clear that the Department of
14	Corrections wants the stacked model, probably because
15	they want to maintain the houses for employees.
16	If you take a look at the pictures over there,
17	you can see that the single story model nothing has
18	been done at all in the single story design to make it
19	look attractive or to make it blend into the
20	environment.
21	The two story model there is shown in the dark
22 -	brown color that blends into the background. And the
23	one story looks like it is flooded with light.
24	It's light-colored and beige so it's designed
25	so it will look as ugly as possible so that it would

1	prejudice anyone looking at those photos to the two
2	story design.
3	I personally favor the one story design
4	because it limits the expansion of the prison later.
5	But I think much more could be done to improve
6	the visuals of the one story design. And I think it was
7.	not done in the EIR because the Department of
8	Corrections wants everyone to reject that so that they
9	can have the two story design.
10	If we take the existing prison as a model for
11	the esthetics of the new prison and we take these
12	pictures and we can see that this is a dramatic visual
13.	blight on a highly scenic resource for all of Marin.
14	And I don't think it has to be that way. I
15	think the prison and the Department of Corrections can
16	be a good neighbor, if they choose to be.
17	They can make this look more attractive for the
18	people of Marin, for the visitors through our county.
19	It's a gateway. It's the middle of our beautiful
20	environment and it is a precious jewel in terms of its
21	location.
22	And I would like to see the Department of
23	Corrections do a better job.
24	Thank you.
25	MS. DANIELS: Thank you.

1	Next, I have Ed Grammens. Ed? Is he still
2	here? Okay, we'll keep that to the side. Let's see, it
3	says Lucky or T-u-c-k-y? Is he still here?
4	MR. JAKOBS: Mr. Pogut?
5	MS. DANIELS: Don Fredericks?
6	MR. FREDERICKS: I wish that the public
7	officials who come and say their little pieces and go
8	out the door would stay to hear an alternate side.
9	And that's what I present is an alternate side.
10	San Quentin is 150 years old. One-fifth of
11	that is 30 years. That's how long I worked at San
12	Quentin in Corrections.
13	The Marinites have repeatedly stated concerns
14	over traffic. Yet, they did not buy into Bart. Every
15	time it comes up on the ballot, they buy out.
16	They didn't buy into the Northern California
17	Coastal Railway. They're not buying into anything else.
18	They talked about having this light rail but
19	they don't have any money for it. They don't have any
20	plans on the paper work.
21	They don't even know where they're going to put
22	it, if they have it. So to solve the traffic problems
23	in Marin, they haven't even taken the first steps to
24	address the issues, themselves, whether SMART is there
25	or not.

The esthetics of the architecture is not the esthetics of a school house. It's the esthetics of a secure facility, securing the most serious felons within the Corrections, those that the public and the court systems have deemed to be so bad that they had to be sentenced to death, despite all the other obstacles.

The esthetics of the buildings is no different than that of going just down the street to Home Depot.

It's a square box.

They're big box buildings being built. The lighting; look at the lighting there. Look at the lighting going down 101 that's been added with auto rows, with the different other stores and stuff that's there.

Turn the cameras around the other way and look in the other direction of Corte Madera shopping centers that weren't there when I started in '73.

When I started in '73, they were already talking about closing San Quentin and they're going to continue talking about closing San Quentin because realtors think that they're going to get a windfall out of this.

Frankly, San Quentin is 150 years old.

San Quentin is one of the major historical landmarks in California.

·
If San Quentin were to close, it would fall to
the State Park Systems, to begin with. The original San
Quentin is never going to go away.
It once took 440 acres from its original 20
acre purchase

It's now very much smaller and getting smaller because land has gone to a new housing development that they didn't bother to say, well, gee, that's too close to San Quentin, too.

San Quentin was there before any one of those other houses were there. There is not a house within ten miles that is as old as San Quentin.

So let's look at it a little more in our own backyard before we really go out on the line and condemn the new front yard.

Yes, there will be lighting there. But it's the public safety that that lighting is there for.

There are flat buildings. But it is those flat building walls that is there for the public safety.

How many condemned inmates do you want to get out and go into an architecturally designed and the full landscaping and a thousand places to hide?

Well, they have got 24 hours a day to try to figure out how to assault somebody. They got 24 hours a day to try to figure out how to make an escape.

	1
1	Dig tunnels? yeah, we've had them. People
2	going out in little rubber boats? yeah, we've had
3	them.
4	But the community is by far safer with a safe,
5	secure facility.
6	They want rail transit. There is a lot of
7	places up towards Novato that they can put in rail
8	transit and get the traffic before it reaches central
9	Marin.
10	San Quentin has done repeated studies on
11	traffic a thousand times.
12	They instituted carpools. They instituted
13	they changed the hours. We're not even in the compute
14	time period when people are commuting.
15	We go to work earlier in the day and get off
16	earlier in the day before they start that main traffic
17	from your community businesses and schools and stuff of
18	this nature.
19	They say, oh, not in my backyard. They say,
20	why don't they try someplace else?
21	They've tried to build and move San Quentin and
22	Death Row to other counties, other facilities.
23	L.A. County doesn't even want a prison of any
24	kind. It's way up in Lancaster because L.A. doesn't

want a prison in their area --

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1	MS. DANIELS: Don
2	MR. FREDERICKS: and they got the votes to
3	do it. So it's there. It's going to stay there. Make
4	the best use of it. It will save the taxpayers dollars
5	by far.
6	MS. DANIELS: Thank you. Next we have Michelle
7	Fay.
8	MS. FOY: It's Foy, F-o-y. I'm with the
9	California Prison Moratorium Project. And, like our
10	name suggests, we oppose any new prison construction in
11	the State of California, including the expansion of San
12	Quentin Death Row.
13	I think Sue spoke earlier about the commission
14	that's investigating death sentences in California. And
15	I believe that the idea of a moratorium on the death
16	penalty is not a fantasy.
17	We've seen the former Governor Ryan in the
18	State of Illinois commute death sentences for everyone
19	who is condemned there; that the death penalty is
20	wrought with problems and that this state has made a
21	commitment to take a look at that.
22	So planning to expand this Death Row to the
23	largest Death Row in the world is not good long-term
24	planning.

24

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1	money that goes into the prison system needs to be put
2	to use in terms of services, education, health care,
. 3	things that will really benefit our community in the
4	long-term.
5	And the money that will be spent on the San
6	Quentin Death Row is a piece of that.
7	When the State is in the middle of this
8	incredible crisis and cuts are coming down on all ends
9	for people for working people in this state, we need
10	to really step back and look at that.
11	And so we're here to support the opposition to
12	the expansion to say that it's time to really think more
13	proactively about the long-term, about this question of
14	whether or not the death penalty we will be committing
15	40 new people to Death Row every year for the next 20
16	years;
17	What will California be like in another 50
18	years? Will we have 20 new prisons? Is that what
19	Californians want?

Californians want?

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And I think poles have suggested that Californians have come out clearly saying our tax dollars are not well spent on new prisons. It's criminal justice that puts smart people in prisons.

In fact, we need to look at reforms. So thank you very much.

1	MS. DANIELS: Next we have Robert Moy, M-o-y.
2	And we have four more speakers after Robert.
3	MR. MOY: Thank you. I'll be very short in my
4	talking. That's Moy, M-o-y. And good evening.
5	And I have a question: Was the visual impact
6	evaluation done from the Greenbrae Boardwalk community,
7	which is located across the creek from the Larkspur
8	Ferry Terminal?
9	There is a whole community there whose views
10	take in your project during the night and also during
11	the day.
12	We have a peaceful, beautiful view over the
13	water at night. The impact of your lighting would take
14	that away from those of us who live on the Greenbrae
15	boardwalk.
16	So my question again is: Were we considered in
17	your evaluation? Thank you.
18	MS. DANIELS: Thank you. Next, we have Jean
19	Arnold.
20	MS. ARNOLD: I've probably spoken on these
21	topics more than anybody here. I went to a lot of the
22	San Quentin Reuse Planning Committee meetings.
23	I've been to the Board of Supervisors, the
24	Planning Commission, the Board of Realtors show last
25	week.

1	And I'm not going to address any of social
2	issues that compel me primarily to be here. I live in
3	the town adjoining the prison.
4	And, like Jody, I never thought that I would be
5	for Death Row, let alone expansion of a prison that is
6	in my backyard.
7	But the alternatives that have been offered are
8	so appalling in terms of the reuse, that it seems as if
9	it's in the best interest of society and of Marin County
LO	for the expansion to move forward.
L1	Given that, I just want to address a couple of
L2	things that people have said that have to do with the
L3-	EIR.
L4	One is that I don't believe I saw anything in
L5	the draft EIR about the soapstone, which contains
.6	asbestos, which is I believe that quarry area, a lot
L7	of the geological formations in that area are soapstone.
L8	And soapstone tends to have asbestos in it.
L9	So I don't think I read anything in there about
20	that. But I haven't read every inch of the EIR.
21	The other thing I wanted to mention is I heard
22	that Joe Nation was saying that the expansion would
2.3	cause a greater need for employee housing.

reuse plan would involve 15,900 new cars on the road and

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What I assume he did not mention is that the

the SMART train would only take off 5100 cars from the road.

So if the SMART train went through and we put in the transit village, we'd have 10,000 more cars than we had before he started all this wonderful planning that we've been doing.

And my third concern, again, having to do with the draft EIR, there is something deeply flawed on the traffic studies.

And I don't know enough about traffic studies to tell you what it is. But, for instance, they're suggesting that there should be a stop light at the end of Main and 580.

I've lived in this area, I think, it's 14 years now. I've never had to wait there. So if this project was only going to add, approximately, ten percent more cars, I don't understand -- there is something really wrong.

And it may have to do with the bridge project having started at the time they were doing the traffic studies.

But I'm deeply concerned that the traffic studies that were done have no bearing, no accuracy, given the fact that that bridge project has completely changed all traffic --

1	You know, it changes how I come home. It
2	changes how everybody is moving through that area.
3	So I don't know how they can project that. But
4	there if I know that much about that one
5	intersection, my guess is that all of the different
6	intersection areas that they looked at may be really
7 -	inaccurate.
8	And we may be making decisions on putting in
9	lights or adding lanes or doing all these things that
10	are permanent that are based on a very temporary,
11	approximately two to three-year situation with that
12	bridge project.
13	And I do agree that traffic going onto 101,
14	both at Sir Francis Drake and at the 580 interchange
15	really has to be considered when you look at anything to
16	do with increasing usage of the site.
17	But the last thing I want to say is that I
18	don't think you're going to find another community that
19	is as accepting of this project as Marin is.
20	I hope you recognize that and I hope that,
21	because people have been relatively friendly toward this
22	project, that you will really honor their request when
23	it comes to the lighting, the sound effects and the

I mean, you could do just painting on the

esthetics.

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walls, a faux effect, even, that would make it look like the old buildings.

You can do things with paint so that from a distance, you can have fake shadows and everything, you know, that would not affect the fact that it's still a flat surface and nobody can hide behind a stanchion or something.

So I think there are things that could be done relatively inexpensively that would address a lot of the concerns that people have.

And I hope that you'll honor the fact that people aren't here with banners and signs really making your lives difficult.

Thank you.

MS. DANIELS: Thank you. Next, we have James Holmes.

MR. HOLMES: James Holmes. I'm a Larkspur -long time Larkspur resident. I'm a State employee,
myself, and I don't have any interest in this at all
except that I would have to live with whatever occurred.

I do support very strongly the concept of the expansion of Death Row here. I won't go into the details but I did send a letter to Mr. Sifuentes and I will provide a copy of it here for your future reference.

Candidly, I find the Environmental Impact
Report here to be generally candid and credible and
close to exhaustive.

And I thank you because when I appeared at the scoping sessions, I expressed concern about addressing the impacts of the so-called transit village versus the proposed impact.

And low and behold, you did that. And my favorite phrase here is on page 1.3 to four and it says:

"Further reuse of the San Quentin State Prison property would result in greater environmental impacts than the project with respect to land use, noise, air quality, transportation and cultural resources."

Words to live by. Thank you for making that clear.

And I also urge you to review with great skepticism the result-oriented quibbles of those who have hidden agendas to stand to make large profits from the relocation of the prison.

But that said, as any draft, there are some improvements. You heard many of them. To just briefly summarize, I hope you will take into account the good nuts and bolts points that I believe were made by Mrs. Hartzell, Councilman Hartzell on behalf of the City

of Larkspur, particularly with respect to the traffic, with respect to the west gate.

Particularly, with respect to the visuals, I would like to see, candidly, in looking a little bit more definitive comparison of the stacked versus the single story alternative.

Candidly, it pretty much says it's six of one and half a dozen of the other. That's not my impression.

My impression is that the stacked alternative is far less invasive than the single story alternative in a number of senses.

And it particularly -- and in connection with the removal of the houses. I think that conclusion would be brought out if the two were examined a little bit more closely.

I just want to stress the great importance of the visuals. In sum, please, wherever creativity can be brought to bear, I believe it can.

Somebody talked about creating something new there. Put them on contract and get their creativity into building something grand in the stacked version.

In short, please give us something closer to a castle than a concentration camp. And Exhibit 4.1-11 is a start but it needs a lot more work.

1	And I believe you can do a lot more with it.
2	In sum, I think as a Marinite and Larkspur
3	resident, Marin residents should say, yes, in our
4	backyard. It belongs there.
5	But after all, this is Marin. So do give us
6	your highly mitigated designer Death Row.
7	Thank you.
8	MS. DANIELS: Thank you. And we've got two
9	more speakers. Is there Michael Cooper?
10	MR. HOOPER: Michael Hooper
11	MS. DANIELS: Oh, Hooper.
12	MR. HOOPER: Hooper, H-o-o-p-e-r. I, too, am a
13	long-term 20-year resident of the City of Larkspur.
14	I live on 157 Madrone Avenue.
15	I also hold an interest in a development piece
16	of property at Larkspur Landing, 2000 Larkspur Landing
17	Circle.
18	And that particular piece of property is shown
19	in the City of Larkspur's new housing element that was
20	just approved by the State for 120 homes.
21	In reviewing the document, I've been kind of
22	looking at it on and off here for the last couple of
23	weeks, I see no reference to that.
24	So you might want to take that into account.
25	You know, hopefully, it will get approved. It may not.

1 Who knows	Š.
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But you should definitely look at it. With that point -- at this point, I'd like to preface my remaining remarks by saying -- I actually had the opportunity to take a tour of San Quentin about three weeks ago, maybe four weeks ago.

And I have to say it's a mess. It's terrible, absolutely awful. The conditions there, both for the inmates and for the correctional officers, is inappropriate and it should change.

I don't think it should change in this location. I think there are other locations that we should be looking at.

I think this is a very sensitive piece of property. I think land in Marin -- I think land in the Bay Area is a scarce commodity.

And for those reasons, I think we should be looking far more closely at what we put those pieces of land -- what uses we put those pieces of land to.

I'd like to focus now on just a couple of issues. There are a number of issues that several other people have spoken about but I'm not going to focus on those.

The two issues, the west gate and the views.

I think the views -- I think the architecture of this

building is awful.

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I think that certainly if anybody else had designed this -- any other developer had designed this -- because if any other builder had designed this -- because that's what the Department is in this particular situation, they are builders.

And they would have to go through public review. And I don't think too many people would be proposing that kind of architecture and getting away with it.

When I look at the site plan, I tried to be very constructive. I actually think that sooner or later something is going to get built there because I think it's very hard to change the language that requires this use to be in that location.

So I took a look at it and I asked myself:
Would I build that? Would I accept that particular site
plan?

And I quickly came to the conclusion that it didn't make any sense. It certainly doesn't make any sense from the standpoint of any citizens of Marin and especially Larkspur and anybody riding that ferry.

If I were a developer of that particular piece of property, I'd be moving the tall buildings back and out of sight.

:	I'd be putting the low buildings out front,
	where they're visible and closer to the Bay.
	And I understand that there is security-type
ı	

And I understand that there is security-types of issues that direct those kinds of things. But, you know, from a view standpoint, you need to set big stuff back and the small stuff forward.

I then looked at the site plan as it stands right now. And I see Dairy Hill, a huge mound of dirt. Where is that dirt going?

And I said, opportunity. I didn't say spread it all over the property, I said build a berm around the front of the property, especially on the piece that fronts onto the Bay.

You build that berm; you set it back and you don't see it.

So I would ask that in taking this next step that you consider some of those design alternatives.

Some of the other speakers spoke about the traffic. I read the traffic report. My traffic report is quoted in your traffic report. Some of the information in your traffic report is definitely inconsistent with the city and with the traffic report that we've undertaken.

So, again, I think you need to, you know, look a little closer and do a cleaner and more comprehensive

1	job.
2	The whole document needs to be much tighter.
3	I think the west gate is a big issue to the City of
4	Larkspur.
5	This property is at the entry. It's a gateway.
6	It's a gateway to the City of Larkspur. When coming
7	from the bridge, you see it.
8	I'm very worried, very concerned that the
9	traffic that you show coming into the west gate may be
10	there on day one, but it may be many times that at the
11	end of the first, the second, the third, the fourth or
12	the 5th year.
13	It just doesn't jive. Thank you.
14	MS. DANIELS: Thank you. And, let's see, we
15	have David Kunhardt. Is he still here?
16	MR. KUNHARDT: Yes. I'm David Kunhardt. I
17	live at 141 Hill Path in Corte Madera.
18	First, I want to make a couple of points in
19	connection to between the EIR and CEQA and then
20	introduce another concept, the concept of opportunity
21	costs here.
22	It's my reading of the legislative intent of
23	CEQA that no agency is exempt from the provisions of
24	CEQA.
25	It's very clear in the legislative intent that

the State intended that every agency has an obligation
to consider the long-term environmental and economic
future of the surrounding area of each of its
facilities, whether that facility is a state office
building or a prison.
and the two sections, specifically, 21000(g)

And the two sections, specifically, 21000(g) 21001(g) refer to that very specifically.

So I read the EIR, unfortunately, as saying because your jurisdiction -- it doesn't have jurisdiction over the prisons, then we don't have to coordinate plans.

I think that's in error. And I think that's a shortcoming of the EIR, that it doesn't speak to the plans that have been -- that are in place for each of the neighboring jurisdictions.

The San Quentin Vision Plan, just 13 months old now, has some wonderful ideas and wonderful concepts to take advantage of some features of this particular property that are different from every other prison property in the State.

There is no other prison property in the State that has the potential of occupying a territory that's very much equivalent to downtown Tiburon, to downtown Sausalito;

Very much equivalent to other places where

every acre is worth hundreds and hundreds of thousands of dollars.

It's just not the same. So as a taxpayer, I am concerned when this EIR evaluates the no-build alternative against the build alternatives, it completely leaves out the fact that this real estate is worth vastly more than each of the other real estate surrounding each of the other prisons in the prison system.

And there doesn't seem to be any accounting for that. And, in fact, there appears to have been several recommendations for there to be an audit that has not taken place and is not taken into account.

And so I think that the alternatives analysis is flawed and it has a great shortcoming, because it doesn't consider those price alternatives.

And very specifically -- and this -- building on what the gentleman who just spoke said, the gateway aspect of this particular site and each of these plans takes up the most visible, the most prominent front door entry into the property from the west.

If there is to be any other reuse, if there is to be any new ferry terminal, if there is to be any educational facility, any reuse of the historic villages of the property or expansion of other uses collateral

with	a	pri	Lsor	or	not	-,	this	is	going	to	be	а
roadk	olo	ock	to	any	of	tŀ	nose.					

Because nobody in their right mind is going to invest real dollars in any of the interior or shore-based areas, of which there are several, if right at the front door, there is very substantial --

And this is not -- I'm afraid to say -- a designer Death Row and can't be. It's a 618,000 square foot program of new space. It's massive.

And it's going to be massive, whether it's spread out or raised or stacked or anything. It's a very, very substantial development.

And for it to take up the gateway entry is going to be for it to destroy the values that could be around.

And, also, to echo once more what my neighbor — good neighbor said: You know, if this investment is pursued, then it will lock in a future for 200 years and it can't be just this that's done because the rest of the facilities of the prison are going have to be modernized.

So we're talking about a billion dollars of expense, certainly not the estimated for two years the 220 million dollars of expense.

I really appreciate you taking the time and

1	listening and being patient tonight.
2	Thank you very much for your time.
3	MS. DANIELS: You're welcome. Well, we have
4	one more speaker. We're kind of getting close to our
5	time limit here. Speaker card? Thank you.
6	MR. MARQUEZ: My name is Michael Marquez,
7	M-a-r-q-u-e-z. I'm a student, a college student.
8	And I haven't read the report but from hearing
9	what everyone is talking about, I pretty much want to
10	second everyone's opinions on the esthetics, the energy
11	and the water use.
12	And I'm a resident in San Leandro. But from
13	hearing what everyone is talking about and from
14	observing, I pretty much it seems, like, I'm hearing
15	more of negativity from this project than positivity.
16	And I haven't heard one person say anything
17	that is positive coming out of this. So I'm wondering
18	where you have two options, right or left, when you have
19	the negatives higher than the positives, are you still
20	going to go with it?
21	But two things: My concern is just the water
22	pollution I don't know even know if that's been
23	mitigated or even looked at.
24	But, I mean, the more roofs, the more concrete
25	you have, the more runoff you'll have. And pretty much

1	where is that runoff going?
2	I'm not sure. But, I mean, that's something
3	that I hope somebody thinks about or looks into.
4	The water use, I mean, we have a problem with
5	the over-extraction of water. And I'm just wondering
6	how much water can we more water can we use than
7 -	California is already using to have this facility up to
8	use.
9	And if the final pretty much the end product
10	of this whole meeting and if everything goes through, if
11	that building is going to get built, I mean, I would
12	like to not see it as a prison or added on to a prison,
13	where pretty much the more Death Row inmates you have,
14	we're not getting nowhere.
15	You know, can there be a facility for
16	rehabilitation, counseling, education, maybe even some
17	kind of church?
18	If that's possible, then maybe the old prison
19	can go away with educating and helping. If you quit and
20	don't try to help prisoners, then they'll never end.
21	So pretty much all I'm saying is we're not
22	helping the problem by housing more inmates.
23	So it's worth a try, to try to help the
24	community. We are human beings. We're all human

beings.

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So if you don't try, you will never know.

Thank you. Well, I want to thank MS. DANIELS: all of you for coming to our public hearing tonight.

We certainly have heard many different positions on the merits of the project. And we've also gotten some really good information from you on the draft EIR, some good suggestions.

It looks like we have -- how are we doing on the time? Do we have time for one more speaker? If you can keep it brief, you can I come on up.

Thank you. I was here MS. KETTUNEN-ZEGART: attending many meetings when we've talked about the Vision For San Quentin and that included a component for a rehabilitation program, which would incorporate the very best things that are happening at San Quentin right now.

And I think that it would be really helpful if, instead of preparing a very large project, which does not meet the needs of the community, one that will have a terribly adverse light impact, traffic impact and water and resource impact, that it would be far better to have worked with Marin County and the Vision For San Quentin, which incorporated this program.

There should be perhaps more, better caring places for the condemned inmates for long-term care but

1	not in an area that is highly impacted in density, as in
2	Marin County and at this particular location.
3	It's 150 years old but there are spaces and
4	communities that desperately need the influx of job
5	opportunities.
6	The Pelican Bay has done so much for Del Norte
7	County. And we need to have that in other areas. And
8	I'm sure that they would be hospitable.
9	And it is not a very good site for expansion.
10	MS. DANIELS: Thank you. Thank you for keeping
11	it brief. We're going to end the public hearing right
12	now. I, again, want to thank you. I want to thank the
13	County of Marin for allowing us the use of their
14	facilities.
15	We appreciate your support for that. We will
16	be taking your comments. We will be taking them back to
17	be Sacramento.
18	Our team will be looking at them. You have
19	given us some good ideas on some different mitigation
20	strategies.
21	We'll take a closer look at that. We will be
22	preparing a final Environmental Impact Report, which
23	will probably come out, oh, January, February, depending
24	on the volume of the comments we do receive.

25

Again, thank you all for being here and drive

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safely home and thank you.
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                (Whereupon, the proceedings adjourned at 9:00
 2
      o'clock p.m.)
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